

Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC
6385 S. Rainbow Blvd., Suite 400
Las Vegas, Nevada 89118
(702) 938-3838

1 Howard J. Russell, Esq.
Nevada Bar No. 8879
2 hrussell@wwhgd.com
Kristen L. Henrichs, Esq.
3 Nevada Bar No. 10987
khenrichs@wwhgd.com
4 WEINBERG, WHEELER, HUDGINS,
GUNN & DIAL, LLC
5 6385 S. Rainbow Blvd., Suite 400
Las Vegas, Nevada 89118
6 Telephone: (702) 938-3838
Facsimile: (702) 938-3864
7

*Attorneys for Defendant
Boston Scientific Corporation*

9
10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12 AMBER MARTINEZ, an Individual; and JOSE
13 MARTINEZ, an Individual,

14 Plaintiffs,

15 v.

16 RAFAEL G. JUAREZ, M.D., Individually; RG
JUAREZ, M.D., P.C., a Nevada Professional
17 Corporation, doing business as DESERET
WOMEN'S HEALTH CARE; DESERET
WOMEN'S HEALTH CARE MANAGEMENT,
18 LLC, a Nevada Limited Liability Company doing
business as DESERET WOMEN'S HEALTH
19 CARE; BOSTON SCIENTIFIC CORPORATION,
a Delaware Corporation; DOES I through 50,
20 Inclusive, and ROE CORPORATIONS 1 through
50,
21

22 Defendants.

Case No.: 2:13-cv-01653

**JOINT MOTION TO STAY
PROCEDURAL AND DISCOVERY
DEADLINES, NOT OTHERWISE
RELATED TO PENDING MOTIONS**

23 Currently pending before the Court are Defendant Boston Scientific Corporation's Motion
24 to Dismiss and Motion to Stay Pending Transfer to MDL No. 2326, and Plaintiffs' Motion to
25 Remand (collectively, "Motions"). These Motions are still in the briefing stage. Also currently
26 pending before the Judicial Panel on Multi-District Litigation is Plaintiffs' Motion to Vacate the
27 Conditional Transfer of this action to MDL No. 2326.

Given the pendency of these Motions, and the likelihood that the outcome of any one of them will impact the procedural status and/or issues in this case, the parties hereby jointly move to stay all deadlines not otherwise related to the pending Motions, including the deadlines to file an Interim Joint Status Report, to serve initial disclosures, and to hold the FED. R. CIV. P. 26 Conference. The parties will continue to submit the necessary briefing for the pending Motions; however, the parties request, in the interests of efficiency, to stay any deadlines not otherwise related to the pending Motions.

DATED this 11th day of October, 2013.

/s/ John C. Funk
Gerald I. Gillock, Esq.
John C. Funk, Esq.
GERALD I. GILLOCK & ASSOCIATES
428 S. Fourth St.
Las Vegas, NV 89101

Attorneys for Plaintiffs Amber Martinez and Jose Martinez

/s/ Thomas J. Doyle
Thomas J. Doyle, Esq.
SCHUERING ZIMMERMAN SCULLY TWEEDY & DOYLE
400 University Ave.
Sacramento, CA 95825

Kim Irene Mandelbaum, Esq.
MANDELBAUM, SCHWARZ, ELLERTON & MCBRIDE
2012 Hamilton Lane
Las Vegas, NV 89103

Attorneys for Defendants Rafael G. Juarez, M.D., RG Juarez, M.D., P.C. and Deseret Women's Health Care Management, LLC d/b/a Desert Women's Health Care

/s/ Howard J. Russell
Howard J. Russell, Esq.
Kristen L. Henrichs, Esq.
WEINBERG, WHEELER, HUDGINS, GUNN & DIAL, LLC
6385 S. Rainbow Blvd., Suite 400
Las Vegas, NV 89118

Attorneys for Defendant Boston Scientific Corporation

Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC
6385 S. Rainbow Blvd., Suite 400
Las Vegas, Nevada 89118
(702) 938-3838

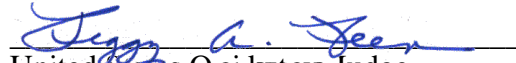
Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC
6385 S. Rainbow Blvd., Suite 400
Las Vegas, Nevada 89118
(702) 938-3838

ORDER

Based on the Joint Motion of the parties hereto, and for good cause, all deadlines, not otherwise related to the pending Motions in this matter and before the Judicial Panel on Multi-District Litigation, including the deadlines to file an Interim Joint Status Report, to serve initial disclosures, and to hold the FED. R. CIV. P. 26 Conference, are hereby STAYED pending resolution of those Motions.

IT IS FURTHER ORDERED that the parties shall conduct a Rule 26(f) conference and submit a proposed discovery plan and scheduling order within thirty days of decision of the motions addressed in this joint motion in the event this case remains pending in this district.

Dated: October 23, 2013


United States District Judge